

REGULAR MEETING of the Burrillville Town Council held Wednesday, January 28, 2015 at 7:00 P.M. in Council Chambers, Town Building, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.

PRESENT: Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place

MEMBERS ABSENT: Councilor Nancy F. Binns was excused

1. Council President John F. Pacheco III led those present in pledging allegiance to the flag.

15-018 Probationary Patrol Officer Jacek Ochocki was sworn into office by the Town Clerk.

2. VOTED to accept the minutes of the regular meeting held January 14, 2015, and the special meetings held January 5, 2015 and January 7, 2015 and dispense with the reading of said minutes.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J.

Place. Councilor Nancy F. Binns was excused.

3. Public Comment

Raymond Trinque of Pascoag distributed a copy of an article from the Brown Daily Herald regarding the adoption of a National Historical Park and commented. A copy of the article is on file with the record of the meeting.

4. General Good and Welfare of the Town of Burrillville

The Department of Public Works, Burrillville Police Department and the fire departments were commended for their work before, during and after the recent storm.

Councilor Stephen N. Rawson announced that the Between the Cracks Ice Fishing Tournament had been cancelled.

5. Special Business:

15-019 Consider and act on an application for a victualer's license and an entertainment license from Veronica Huguenin d/b/a Burrillville Arts Festival to apply at the Burrillville Arts Festival on September 12 and 13, 2015 on property owned by the Burrillville Board of Administration and the Town of Burrillville.

VOTED to grant if all stipulations are met prior to issuance of the license.

Motion by Councilor David J. Place. Seconded by Councilor Michelle D. Bouchard. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

15-020 Consider and act on an application for a victualer's license from Rev. Peter John Sheehan to apply at the Father Holland Catholic School Breakfast scheduled for February 8, 2015 at St. Joseph's Church Hall, 183 Sayles Avenue, Pascoag (Map 174, Lot 131).

VOTED to grant so long as all stipulations are met.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

15-021 Consider and act on an application for a victualer's license from Rev. Gerard J. Caron to apply on dates listed at Church of Saint

Teresa of the Child Jesus, 35 Dion Drive, Harrisville (Map 97, Lot 16).

VOTED to grant subject to all stipulations being met.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor Donald A. Fox. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

6. Petitions: None

7. Public Hearing:

15-022 Consider and act on an application for the transfer of a liquor license from Patricia Allison Gonyea d/b/a Gonyea's Tavern, in a building owned by Patricia A. Gonyea, 150 Pascoag Main Street, Pascoag (Map 175, Lot 26) to Eldredge Tavern LLC d/b/a Gonyea's Tavern, in a building (to be) owned by Eldredge Tavern LLC, 150 Pascoag Main Street, Pascoag (Map 175/Lot 26)

NOTES: Notice of the Public Hearing was duly advertised in the Legal Section of the Woonsocket Call on January 20 and 27, 2015. Notice was sent to all abutting property owners by certified mail, as required by law.

Issuance of licenses is subject to:

- (1) obtaining a Certificate of Good Standing from the State Division of Taxation**
- (2) payment of taxes owed to the Town of Burrillville**
- (3) establishment being in compliance with all state and local building and fire codes**
- (4) receipt of copy of certification from the Rhode Island Department of Health**
- (5) proof of Alcohol Server Training**
- (6) certificate of insurance in compliance with §8-28 of the Ordinances of the Town of Burrillville**

A. Comments/Input/Recommendations by the Administration: Colonel Stephen J. Lynch, Chief of Police, commented on the due diligence performed by his department. Colonel Lynch indicated that he had no concerns with the prospective transfer of license.

B. The hearing of all interested parties in regard to the granting of this license. Note: Persons who wish to address the Town Council shall state their names and addresses.

Proponents: Scott Sogard of East Greenwich spoke in support of the transfer.

Opponents: None

C. VOTED to close the public hearing

Motion by Councilor David J. Place. Seconded by Councilor Donald A. Fox. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

D. Town Council Members Comments/Input/Deliberation: Objections that had been filed were reviewed and discussed.

E. Consider and act on the application for the transfer of a liquor license from Patricia Allison Gonyea d/b/a Gonyea's Tavern, in a building owned by Patricia A. Gonyea, 150 Pascoag Main Street, Pascoag (Map 175, Lot 26) to Eldredge Tavern LLC d/b/a Gonyea's Tavern, in a building to be owned by Eldredge Tavern LLC, 150 Pascoag Main Street, Pascoag (Map 175/Lot 26)

VOTED to grant the transfer so long as all stipulations are met.

Motion by Councilor David J. Place. Seconded by Councilor Michelle D. Bouchard. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard,

Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

F. Consider and act on the application for a victualing house license and an annual entertainment license from Eldredge Tavern LLC d/b/a Gonyea's Tavern, in a building to be owned by Eldredge Tavern LLC, 150 Pascoag Main Street, Pascoag (Map 175/Lot 26).

VOTED to approve.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

G. VOTED to adjourn the public hearing

Motion by Councilor David J. Place. Seconded by Councilor Donald A. Fox. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

8. Unfinished Business:

15-004 VOTED to open consideration and action on correspondence and resolutions related to the adoption of RhodeMap RI by the Statewide Planning Council.

Motion by Councilor David J. Place. Seconded by Councilor Donald A. Fox. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

VOTED to adopt a resolution, as follows:

Burrillville Town Council Resolution

Opposing the use of RhodeMap RI

as a basis for policy or the implementation of regulations

Whereas, the Rhode Island economy consistently trails the New England and National economies in most major economic performance indicators; and

Whereas, this consistent economic lag emphasizes the need for our State Leadership to institute proven economic policies that will reinvigorate Rhode Island's economy; and

Whereas, RhodeMap RI has been presented as an Economic Plan but as of its release the RI Division of Planning has disclosed that \$0.00

**was expended on economic experts to develop this economic plan;
and**

Whereas, it has been disclosed that the majority of funds expended developing RhodeMap RI were spent on housing, land use, social equality and transportation experts; and

Whereas, RhodeMap RI is a planning document that, if implemented as Statewide Planning policy, would override and unduly influence local cities' and towns' Master Plans; and

Whereas, RhodeMap RI does not represent the proven economic policy that is needed to reinvigorate Rhode Island's economy; and

Whereas, implementation of RhodeMap RI without the passage of enabling legislation that specifically addresses Rhode Map RI and any of its component sections represents a violation of our right to home rule, specifically the power to enact and amend local laws relating to its property, affairs and government.

Now therefore be it resolved that we, the Town Council of the Town of Burrillville hereby call on our State's elected leadership to do the business of the people and implement proven policies that have been shown to reinvigorate a state's economy.

Be it further resolved that we, the Town Council of the Town of Burrillville do hereby request that the General Assembly and Governor of Rhode Island take action which will prevent any use of RhodeMap RI as a basis for policy or the implementation of regulations.

Adopted this 28th day of January 2015

Motion by Councilor David J. Place. Seconded by Councilor Donald A. Fox. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

9. New Business:

15-023 VOTED to grant the request of School Committee Chair Mark S. Brizard that School Committee Person Sylvia St. Pierre be appointed as an ex officio member of the Burrillville Extended Care Division Board of Directors pursuant to Burrillville Town Ordinance §2-75(d)(4).

Motion by Councilor Stephen N. Rawson. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

15-024 VOTED to declare vacant the seat of Cortney Lacey, alternate

to the Recreation Commission, and refer the vacancy to the Screening Subcommittee.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

15-025 VOTED to refer to the Screening Subcommittee the application for the Budget Board from Dennis Anderson.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

15-026 Correspondence from Councilor David J. Place, Chairman, Screening Subcommittee, regarding the Subcommittee's recommendations.

VOTED to appoint:

1. Jeffrey Hilton as a member of the Rubbish & Recycling Committee

2. JoAnn Silvia as an alternate member of the Board of Assessment Review to serve a one-year term to expire November 30, 2015

3. James Alix as an alternate member of the Recreation Commission to complete an unexpired one-year term to expire October 31, 2015

Motion by Councilor David J. Place. Seconded by Councilor Donald A. Fox. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

Legislation:

15-027 VOTED to open a request for support of Resolution 2015-01 of the Town Council of the Town of Gloucester opposing acts relating to taxation – levy and assessment.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

Discussion: Past years' legislation to prevent a municipality from

taxing new construction single-family dwellings at their full and fair cash value was discussed. The Gloucester Town Council anticipates reintroduction.

VOTED to support and to notify our legislative delegation that we so support.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

10. Town Clerk/Communication:

15-028 VOTED to open correspondence from John P. Mainville, Finance Director, regarding the Other Post Employment Benefits (OPEB) Actuarial Report for FYE June 30, 2014.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

Discussion: Michael C. Wood, Town Manager, reviewed and commented on the report, a copy of which is on file with the record of the meeting.

VOTED to receive and file.

Motion by Councilor David J. Place. Seconded by Councilor Michelle D. Bouchard. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

11. VOTED to receive reports #1 through 26, as follows:

- 1. Town Treasurer: Report of November 2014**
- 2. Burrillville Sewer Commission: No reports**
- 3. Tax Collector: Report of December 2014**
- 4. Department of Public Works: No report**
- 5. Chief of Police: Reports of November and December 2014**
- 6. Office of Building Official: Report of December 2014 and 2014 annual report**
- 7. Animal Control Officer: Reports of November and December 2014**
- 8. Parks and Recreation Department: No report**
- 9. Burrillville Extended Care: December 2014/January 2015**
- 10. Emergency Management Agency: No report**

- 11. Information Systems Department: Report of January 2015**
- 12. Burrillville Housing Authority: Meetings of November 7 and December 5, 2014**
- 13. Planning Board/Town Planner: Meeting of December 1, 2014**
- 14. Burrillville Conservation Commission: Meetings of November 17 and December 8, 2014**
- 15. Recreation Commission: Meeting of November 10, 2014**
- 16. Ordinance Subcommittee: Meeting of July 10, 2014**
- 17. Redevelopment Agency: Meeting of October 28, 2014**
- 18. B-PAC: No report**
- 19. Personnel Board: No report**
- 20. Screening Subcommittee: Meetings of July 9 and December 18, 2014**
- 21. Budget Board: Meeting of March 27, 2014**
- 22. Burrillville School Committee: Meetings of November 18 & 25 and December 29, 2014**
- 23. Rubbish & Recycling Committee: No report**
- 24. Board of Canvassers: No report**
- 25. Juvenile Hearing Board: No report**
- 26. Burrillville Extended Care Board of Directors: Meeting of September 2, 2014**

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D.

Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

12. Additional New Business:

15-029 VOTED to grant the request for executive session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meeting Law §42-46-5(a)(2) for discussion and consideration relative to collective bargaining between the Town of Burrillville and FOP Lodge 27.

Motion by Councilor David J. Place. Seconded by Councilor Donald A. Fox. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

There was a recess before executive session.

The Town Council returned to open session at 7:36 P.M.

VOTED to seal the minutes of executive session, noting that no votes had been taken.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly

Brissette Brown. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

13. VOTED to adjourn at 7:36 P.M.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous by the six members present. Voting in favor of the motion were Council President John F. Pacheco III and Councilors Stephen N. Rawson, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place. Councilor Nancy F. Binns was excused.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk